IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 1ST OCTOBER 2007 / 9TH ASWINA 1929

Bail Appl..No. 5926 of 2007()

CMP.8159/2007 of J.M.F.C.-II,NEYYATTINKARA
[CRIME NO.56/2007 OF AMARAVILA EXCISE RANGE]

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PETITIONER/ACCUSED

CHANDRA BABU, S/O.NEELAKANDAN,
ASAWTHY BHAVAN, KARAKATHALA MELAY,
PANAYAMMOOLA, AMARAVILA P.O.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP.BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
REPRESENTING EXCISE INSPECTOR,
AMARAVILA EXCISE RANGE.

BY PUBLIC PROSECUTOR SRI.S.U.NAZER

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.5926 of 2007

Dated this the 1st day of October 2007

O R D E R

Second application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 5 litres of arrack on 15/8/2007. He was arrested and continues in custody from that date. The petitioner has five other cases under the Kerala Abkari Act registered against him earlier. Investigation is in progress. An earlier application filed by the petitioner was dismissed by this court.

2. The learned Public Prosecutor submits that the investigation is now complete. Final report has already been filed. The State, in these circumstances, has no objection against grant of regular bail in favour of the petitioner now. Appropriate conditions may be imposed, it is prayed.

3. In the result, this petition is allowed. The petitioner can now be enlarged on bail on the following terms and conditions:

i) He shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall report before the investigating officer on all Sundays between 10 a.m and 12 noon until the case against him is disposed of.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007